

PATENT & TRADEMARK  
OFFICE

Practitioner's Docket No. MI22-2379

2006 MAY 26 PM 4:17

PATENT

US PATENT & TRADEMARK  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Warren M. Farnworth et al.

Application No.: 10/632,273 Group No.: 2829  
Filed: July 31, 2003 Examiner: R. KobertAssistant Commissioner for Patents and Trademarks  
P.O. Box 1450, Mail Stop 16, Alexandria VA 22313-1450  
ATTENTION: Refund Section, Accounting Division, Office of FinanceREQUEST FOR REFUND  
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

## I. RETURN OF REFUND REQUEST

This is a request for a refund, with respect to the debit to Deposit Account 23-0925, shown on the statement dated January 5, 2005 for the above-identified application.

A copy of the monthly statement, in which the error referred to occurs, accompanies this request.  
A copy of the Auto Reply Certificate of Facsimile Transmission, Fee Transmittal, dated 12/7/04 accompanies this request.

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

- ☐
- deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents and Trademarks, Washington, D.C. 20231.

## FACSIMILE

- XX transmitted by facsimile to the Patent and Trademark Office.
- ~~913-308-5077~~

571-273-6500



Signature

Rhonda G. Rambo

(type or print name of person certifying)

(Request for Debit (Improper Credit of Deposit Account)—page 1 of 2)

5 total Pages

BEST AVAILABLE COPY

Adjustment date: 06/22/2006 SFLEKE1 10632273  
01/05/2005 AMISE1 230925  
01 FC:1201 88.00 CR  
02 FC:1806 180.00 CRResubmitted Date: 24 January 2005  
25 May 2006

**II. FEES CHARGED FOR WHICH REFUND IS REQUESTED**

	AMOUNT OF REFUND REQUESTED
Improper charge for Independent claims in Excess of Three	\$88.00
Improper charge for Submission of an Information Disclosure Statement	\$180.00
<b>TOTAL REFUND REQUESTED</b>	<b>\$268.00</b>

**III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

On December 7, 2004 we filed via facsimile transmission an official action response to the September 7, 2004 PTO communication. Payment instructions on the Fee Transmittal were to charge our PTO Deposit Account for \$88.00 Independent claims and \$180.00 for the Supplemental IDS; therefore the PTO did charge our account on January 4, 2005 for the proper charges. However, the PTO charged our account again on January 5, 2005 for the same above charges, making the January 5, 2005 charges an over payment.

Therefore, no additional fees are believed to be required. Please credit Deposit Account No. 23-0925 with the above fee amount.

**IV. MANNER OF REFUND**

Please Credit Account No. 23-0925.

Date: 1-24-05

  
D. Brent Kenady

Reg. No. 40,645

Wells St. John P.S.

601 West First Ave., Suite 1300

Spokane, WA 99201-3828

Tel. No.: (509) 624-4276

Customer No.: 021567

(Request for Debit (Improper Credit of Deposit Account) — page 2 of 2)

PTO/SB/17 (11-04)

Approved for use through 07/31/2006. OMB 0551-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Patent and Trademark Act of 1980, no person is required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 10/01/2004, Patent fees are subject to annual revision.

**FEE TRANSMITTAL**  
**For FY 2005**☐ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)**268.00****Complete if Known**

Application Number	10/632,273
Filing Date	July 31, 2003
First Named Inventor	Warren M. Farnworth
Examiner Name	R. Kobert
Art Unit	2829
Attorney Docket No.	MI22-2379

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order☒ Deposit Account ☐ NoneDeposit  
Account  
Number  
Deposit  
Account  
Name

23-0925

Wells St. John P.S.

The Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☐ Credit any overpayments

to the above-identified deposit account.

☐ Other (please identify):

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION****1. BASIC FILING FEE**

Fee Description	Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
Utility Filing Fee	790	395	
Design Filing Fee	350	175	
Plant Filing Fee	550	275	
Reissue Filing Fee	790	395	
Provisional Filing Fee	160	80	
<b>Subtotal (1) \$</b>			<b>0</b>

**FEE CALCULATION (continued)****2. EXTRA CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20	18	9
Each independent claim over 3	88	44
Multiple dependent claims	300	150
For Reissues, each claim over 20 and more than in the original patent	18	9
For Reissues, each independent claim more than in the original patent	88	44

Total Claims	18	- 20 or HP = 0	x	18	= 0
HP = highest number of total claims paid for, if greater than 20					

Indep. Claims	4	- 3 or HP = 1	x	88	= 88
HP = highest number of independent claims paid for, if greater than 3					

Multiple Dependent Claims		Fee (\$)	Fee Paid (\$)
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**Subtotal (2) \$ 88.00****3. OTHER FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
1-month extension of time	110	55	
2-month extension of time	430	215	
3-month extension of time	980	490	
4-month extension of time	1,530	765	
5-month extension of time	2,080	1,040	
Information disclosure stmt. fee	180	180	
37 CFR 1.17(q) processing fee	50	50	
Non-English specification	130	130	
Notice of Appeal	340	170	
Filing a brief in support of appeal	340	170	
Request for oral hearing	300	150	
Other Supplemental IDS			180.00

**Subtotal (3) \$ 180.00****SUBMITTED BY**Signature   
Name (Print/Type) **D. Brent Kenady**Registration No. **40,045**  
(Attorney/Agent)Telephone **509-624-4276**Date **12-7-04**

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 1.

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 5098383424  
Fax Information  
Date Received: 12/7/2004 7:38:52 PM [Eastern Standard Time]  
Total Pages: 39 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.6(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page  
=====>

DEC-07-2004 16:57	WELLS ST JOHN PS	5098383424	P. 01
Practitioner's Docket No. M11-2579		PATENT	
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE			
In re application of: Warren M. Framework et al.			
Application No. 107632279		Group No. 2829	
Filed 07/31/00		Examiner: R. Robert	
Port Method and Apparatus for Testing Semiconductor Circuitry for Operability and Method of Porting Apparatus For Testing Semiconductor Circuitry for Operability			
Commissioner for Patents Washington, D.C. 20531			
CERTIFICATION OF FACSIMILE TRANSMISSION			
I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at (703) 872-9300 on the date shown below:			
Facsimile Transmitted: For Transmittal: Response to September 7, 2004 Office Action Supplemental Information Disclosure Statement PTO Form 1449 Cited reference 6,426,618 B1			
12/7/04 Date		Robert Baldino Signature	
TOTAL PAGES: _____			
Charge fees to Deposit Account 23-0825 - see attached Fee Transmittal.			
Continuation of Facsimile Transmission (Page 1 of 1)			
PAGE 101 * RCVD AT 12/25/2006 5:52:39 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-3/20 * DNIS:2736500 * CSID:5098383424 * DURATION (mm-ss):01-54			

## Deposit Account Statement

Page 1 of 2


**United States  
Patent and  
Trademark Office**
**Deposit Account Statement**

Requested Statement Month: January 2005  
 Deposit Account Number: 230925  
 Name: WELLS ST JOHN PS  
 Attention: RHONDA RAMBO  
 Address: 601 WEST FIRST AVENUE SUITE. 1300  
 City: SPOKANE  
 State: WA  
 Zip: 99201-3917

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/04	2	10632273	MI22-2379	1806	\$180.00	\$11,786.00
01/04	3	10632273	MI22-2379	1201	\$88.00	\$11,874.00
01/04	184	10325159	MI22-2208	1801	\$790.00	\$10,084.00
01/04	188	10232295	MI22-2073	1801	\$790.00	\$10,184.00
01/05	6	09687768	H0001115(4015)	1252	\$450.00	\$9,634.00
01/05	7	09687768	H0001115(4015)	1801	\$790.00	\$8,844.00
01/05	13	10632273	MI22-2379	1201	\$88.00	\$8,756.00
01/05	14	10632273	MI22-2379	1806	\$180.00	\$8,576.00
01/05	116	10119182	LO29-006	1201	\$400.00	\$8,176.00
01/05	117	10119182	LO29-006	1202	\$200.00	\$7,976.00
01/06	35	PAYMENT		9203	-\$8,000.00	\$14,110.00
01/06	243	11027726	MI22-2766	1011	\$300.00	\$13,810.00
01/06	244	11027726	MI22-2766	1111	\$500.00	\$13,310.00
01/06	245	11027726	MI22-2766	1311	\$200.00	\$13,110.00
01/06	420	2217793	WA23-165	7205	\$100.00	\$12,910.00
01/06	421	2217793	WA23-165	7208	\$200.00	\$12,710.00
01/07	17	10122042	32120DIV1	1806	-\$180.00	\$12,530.00
01/11	116	78358585	AM30-106	7002	\$100.00	\$12,430.00
01/13	62	10364271	MI22-2164	1201	\$512.00	\$12,942.00
01/14	4	10206171	MI22-1990	1811	\$100.00	\$12,842.00
01/14	175	PCT/US01/44849	H0001862 (HO	1808	\$270.00	\$11,572.00
01/18	7	10086942	MI22-1951	1201	\$86.00	\$11,486.00
01/18	49	10155524		8021	\$40.00	\$11,446.00
01/18	106	10094578	VA13-010	1462	\$270.00	\$11,176.00
01/18	1797	2223123	WA23-180	7205	\$200.00	\$10,976.00
01/18	1798	2223123	WA23-180	7208	\$400.00	\$10,576.00
01/19	104	10827933	MI22-2552	1814	\$20.00	\$10,556.00
01/21	2	10768568	MISS-2496	1251	\$120.00	\$10,436.00
01/21	3	10768568	MISS-2496	1814	\$130.00	\$10,306.00
01/21	25	SUBSCRIPTION		8001	\$3.00	\$10,303.00
01/21	26	SUBSCRIPTION		8001	\$3.00	\$10,300.00

Double entry -  
 Same as line  
 1 - 2, 1/4/05.